

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

|  |   |                                    |
|--|---|------------------------------------|
| <hr/>                                      | X |                                    |
| CHRISTEL BILLHOFER, On Behalf of           | : | Civil Action No. 1:07-cv-09920-CSH |
| Herself and All Others Similarly Situated, | : |                                    |
|  | : | <u>CLASS ACTION</u>                |
| Plaintiff,                                 | : |                                    |
|  | : | NOTICE OF NON-OPPOSITION TO        |
| vs.  | : | CHRISTEL BILLHOFER'S MOTION FOR    |
|  | : | APPOINTMENT AS LEAD PLAINTIFF      |
| FLAMEL TECHNOLOGIES, SA, et al.,           | : | AND FOR APPROVAL OF SELECTION OF   |
|  | : | LEAD COUNSEL                       |
| Defendants.                                | : |                                    |
| <hr/>                                      | X |                                    |

On January 8, 2008, within 60 days of the publication of the requisite notice on November 9, 2007, class member Christel Billhofer (“Billhofer”) timely filed a Motion for Appointment as Lead Plaintiff and for Approval of Selection of Lead Counsel. No other motions were filed. Therefore, Billhofer respectfully submits this notice to inform the Court that her motion is unopposed.

As set forth in her prior submission, Billhofer: (i) timely filed her motion; (ii) has the largest financial interest in the relief sought by the class (having suffered losses of \$18,289.00); and (iii) satisfies Federal Rule of Civil Procedure 23.

Accordingly, pursuant to the Private Securities Litigation Reform Act of 1995, Billhofer is the “most adequate plaintiff” to lead this litigation on behalf of the class and her selection of lead counsel should be approved. *See* 15 U.S.C. §78u-4(a)(3)(B)(iii); *see also Fitzgerald v. Citigroup Inc.*, No. 03 Civ. 4305 (DAB), 2004 U.S. Dist. LEXIS 5066, at \*12-\*13 (S.D.N.Y. Mar. 26, 2004) (granting unopposed lead plaintiff motion); *Martingano v. Am. Int’l Group, Inc.*, No. 06-CV-1625 (JG) (JMA), 2006 U.S. Dist. LEXIS 47855, at \*10-\*11 (E.D.N.Y. July 11, 2006) (same); *In re Symbol Techs. Sec. Litig.*, No. 05-CV-3923 (DRH)(JO), 2006 U.S. Dist. LEXIS 24776 (E.D.N.Y. Apr. 26, 2006) (same).

DATED: January 25, 2008

COUGHLIN STOIA GELLER  
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SAMUEL H. RUDMAN  
DAVID A. ROSENFELD

/s/ David A. Rosenfeld  
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[Proposed] Lead Counsel for Plaintiffs

**CERTIFICATE OF SERVICE**

I, David A. Rosenfeld, hereby certify that on January 25, 2008, caused a true and correct copy of the attached:

Notice of Non-Opposition to Christel Billhofer's Motion for Appointment as Lead Plaintiff and for Approval of Selection of Lead Counsel

to be served: (i) electronically on all counsel registered for electronic service for this case; and (ii) by first-class mail to any additional counsel.

/s/ David A. Rosenfeld

David A. Rosenfeld

FLAMEL

Service List - 1/7/2008 (07-0241)

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